NOV. 18. 2003 4:46PM MOFO 28TH FL

NO. 804 P.SE.,

Docket No.: 426882004000

(PATENT)

# Dated: November 18, 2003 Signature: (Leah M. Kjellen

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Alvin WONG

Group Art Unit: 3623

Application No.: 10/071,802

Examiner: J. Stimpak

Filed: February 6, 2002

For: SUPPLIER PERFORMANCE REPORTING

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### RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

This is in response to the restriction requirement set forth in the Office Action mailed October 21, 2003 (Paper No. 5) for which a response is due on November 21, 2003. Hence, this response is timely filed.

Applicant hereby elects Group 1, claims 1-31 without traverse. Applicant expressly reserves the right under 35 U.S.C. § 121 to file a divisional application directed to the nonelected subject matter during the pendency of this application, or an application claiming priority from this application.

Application No.: 10/071,802

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Docket No.: 426882004000

In the unlikely event that the transmittal form is separated from this document and the Patent Office determines that an extension and/or other relief is required, Applicant petitions for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to <u>Deposit</u>

<u>Account No. 03-1952</u> referencing (426882004000). However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: November 18, 2003

Respectfully submitted,

Katherine D. Lee

Registration No.: 44,865

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TO: Group Art Unit 3623

U.S. Patent and Trademark Office

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Atten: J. Stimpak

Telephone: 703/305-4566

From: Katherine D. Lee (Reg. No. 44,865)

Date:

November 18, 2003

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Atty Docket No: 426882004000 Re: Serial No.: 10/071,802 Filed: February 6, 2002 Inventor: Alvin WONG

Title: SUPPLIER PERFORMANCE REPORTING

Documents Filed:

- 1. Transmittal Form (1 page) and
- 2. Response to Restriction Requirement (without traverse) (2 pages).

Comments:

Please see attached documents. Thank you.

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)			Application Number	10/071,802	
			Filing Date	February 6, 2002	
			First Named Inventor	Alvin WONG	
			Art Unit	3623	
ित वर तथक ।स सा रेखा क्रीनावदास्त वर्णना गाणवा गान्छी			Examiner Name	J. Stimpak	
Total Number of Pages in This Submission 3			Attorney Docket Number	426892004000	
ENCLOSURES (check all that apply)					
	nittal Form (in duplicate)	Drawing(s)	=	After Allowance Communication to Group  Appeal Communication to Board of	
Fee Attached		Licensing-related Papers		Appeals and Interferences	
Amendment/Reply (Response to Restriction Requirement - 2 pages)		Petition		Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)	
After Final		Petition to Convert to a Provisional Application		Proprietery Information	
Affidavits/declaration(s)		Power of Attorney, Revocation Change of Correspondence Address		Status Letter	
Extension of Time Request		Terminal Disclaimer		Other Enclosure(s) (please identify below):	
Express Abandonment Request		Request for Refund			
Information Disclosure Statement W/ Form PTO 1449 (4 pages)		CD, Number of CD(s)			
Certified Co	opy of Priority				
Response to Missing Parts/ incomplate Application Response to Missing Parts under 37 CFR 1.52 or 1.53		Remarks  Sent via Facsimile (Facsimile Coversheet not counted as part of this submission)			
					SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT
Firm or Individual name	MORRISON & FOERSTER LLP Katherine D. Lee – Reg. No. 44,865				
Signature	lesseein len				
Date	November 18, 2003				
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Dated: November 18, 2003

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